

AMENDED APPLICATION

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office NOV 19 1990

Returned to applicant for correction.....

Corrected application filed FEB 5 1991Map filed NOV 19 1990The applicant Basalite a division of Pacific Coast Building Products, Inc.2600 Boeing Way, of Carson City,
Street and No. or P.O. Box No. City or TownNevada 89706, hereby make.... application for permission to appropriate the public
State and Zip Code No.waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) September 17, 1964; Sacramento, California.1. The source of the proposed appropriation is Unnamed Spring
Name of stream, lake, spring, underground or other source2. The amount of water applied for is 0.16 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Mining & Milling
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point NW¼ SE¼ Section 8, T.17 N., R.22 E.,
Describe as being within a 40-acre subdivision of publicM.D.B.&M. or at a point from which the SW corner of Section 16 said Township and
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.Range bears S. 18° 22' 44" E. a distance of 8126.33 feet6. Place of use SE¼ Section 8; S¼ SW¼ Section 9, NW¼ NE¼, E¼ E¼, Section 17, NW¼,
Describe by legal subdivision. If on unsurveyed land, it should be so stated.W¼ NE¼, N¼ S¼, Section 16; all within T.17 N., R.22 E. M.D.B.&M.7. Use will begin about January 1 ~ and end about December 31, of each year.
Month and Day Month and Day8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Spring Box and Existing 3 inch Distribution
State manner in which water is to be diverted, i.e. diversion structure, ditches and
Line to Mill.
flumes, drilled well with pump and motor, etc.9. Estimated cost of works \$25,000.00

10. Estimated time required to construct works..... 2 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used for milling and construction dust suppressant,
limited to 20 acre feet annually. This Permit will be co-mingled
with Permit 55474 for a combined duty of 40 acre feet.

s/Jack D. Ferris

By THEIL, WINCHELL & ASSOCIATES, INC.
34 Lakes Blvd., Suite 101
Dayton, Nevada 89403

Compared pm/jm am/se

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the 0.02 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

This permit is issued with the express understanding and on the condition that existing grazing use of the public range by authorized users or permittees will not be impaired or adversely affected by approval and issuance of this permit.

The total duty of water under this permit and any other permits issued for the described use within the area described under Item No. 6 of this permit shall not exceed 6.52 million gallons annually from any and/or all sources.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed 0.02 cubic feet per second, but not to exceed 5.26 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before June 10, 1992

Proof of completion of work shall be filed on or before July 10, 1992

Application of water to beneficial use shall be made on or before June 10, 1994

Proof of the application of water to beneficial use shall be filed on or before July 10, 1994

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed AUG 11 1992

Proof of beneficial use filed AUG 05 1994

Cultural map filed

Certificate No. 14218 Issued SEP 25 1995

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 10th day of June

A.D. 1991

[Signature]
State Engineer

SEE CORRECTED PERMIT

NO. 55474

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF
NEVADA**

Date of filing in State Engineer's Office NOV 19 2000
Returned to applicant for correction _____
Corrected application filed _____
Map filed NOV 19 1990 under 55473

The applicant **Basalite a division of Pacific Coast Building Products, Inc.**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **Underground**
2. The amount of water applied for is **0.2 c.f.s.** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Mining and Milling**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **NW¹/₄ SE¹/₄ Section 16, T.17N., R.22E., M.D.B.&M. or at a point from which the SW corner of said Section 16 bears S. 67°22'32" W. a distance of 3451.71 feet.**
6. Place of Use **SE¹/₄ Section 8; S¹/₂ SW¹/₄ Section 9, NW¹/₄ NE¹/₄, E¹/₂ E¹/₂ Section 17, NW¹/₄, W¹/₂ NE¹/₄, N¹/₂ S¹/₂, Section 16; all within T.17N., R.22E., M.D.B.&M.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **drilled well, pump motor and distribution lines.**
9. Estimated cost of works **\$25,000.00**
10. Estimated time required to construct works **2 years**
11. Estimated time required to complete the application of water to beneficial use **5 years**

12. Remarks: Water will be used for milling and construction dust suppressant, limited to 20 acre feet annually. This permit will be co-mingled with Permit 55473 for a combined duty of 40 acre feet.

By s/Jack D. Ferris
THIEL, WINCHEL & ASSOCIATES, INC.
34 Lakes Blvd., Suite 101
Dayton, Nevada 89403

Compared dl/ cmf hf/ cmf

Protested 2/12/91 by Truckee Carson Irrigation District; wd 10/10/00

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

SEE CORRECTED PERMIT

Page 3 of 3

SEE CORRECTED PERMIT

55474

(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.02 cubic feet per second, but not to exceed 20.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

December 7, 2001

Proof of completion of work shall be filed before:

January 7, 2002

Water must be placed to beneficial use on or before:

December 7, 2003

Proof of the application of water to beneficial use shall be filed on or before:

January 7, 2004

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 7th day of December A.D. 2000

Hugh Ricci, P.E.

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____



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THIEL, WINCHEL & ASSOCIATES, INC.
34 Lakes Blvd., Suite 101
Dayton, Nevada 89403

Compared dl/cmf hf/cmf

Protested 2/12/91 by Truckee Carson Irrigation District; wd 10/10/00

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CORRECTED PERMIT

Page 3 of 3
(PERMIT TERMS CONTINUED)

55474

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December 7, 2003

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January 7, 2004

Map in support of proof of beneficial use shall be filed on or before:

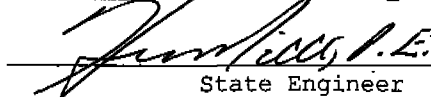
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 8th day of, January A.D. 2001


State Engineer

Completion of work filed JAN 10 2002

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

Abrogated By 68172 0.2

